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PLEASE RESPOND TO CHERRY HILL

June 26, 2023

VIA ECF

The Honorable Michael A. Hammer, U.S.M.J.
United States District Court
for the District of New Jersey
King Fed. Bldg. & U.S. Courthouse
50 Walnut Street
Newark, NJ 07101

Re: Supernus Pharmaceuticals, Inc. v. RiconPharma LLC, et al., C.A. No. 2:21-cv-12133-KM-MAH

Dear Judge Hammer:

AMENDED SCHEDULING ORDER

This office represents the Defendants RiconPharma, LLC and Ingenus Pharmaceuticals, LLC in the above-referenced matter. We write to respectfully request, jointly with Plaintiff, an approximately four-week extension of all dates in the case schedule. Subject to the Court's approval, the Parties have agreed to the following revised schedule:

<u>Event</u>	<u>Current Deadline (ECF No. 139)</u>	<u>Proposed Deadline</u>
Defendants to serve "Invalidity Contentions" and "Noninfringement Contentions" and corresponding disclosures (L. Pat. R. 3.6(c)-(f)) for '960 Patent	July 6, 2023	August 3, 2023
Parties to simultaneously exchange a list of claim terms of the '960 Patent which that party contends should be construed by the Court (L. Pat. R. 4.1(a))	July 12, 2023	August 9, 2023
Parties to simultaneously exchange "Preliminary Claim Constructions" and identification of supporting	July 19, 2023	August 16, 2023

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intrinsic and extrinsic evidence (L. Pat. R. 4.2(a)-(b)) for '960 Patent		
Parties to exchange identification of intrinsic and extrinsic evidence that each party intends to rely upon to oppose the other party's proposed construction for '960 Patent (L. Pat. R. 4.2(b)-(c))	August 3, 2023	August 31, 2023
Parties to file Joint Claim Construction and Prehearing Statement for '960 Patent (L. Pat. R. 4.3)	August 10, 2023	September 7, 2023
Supernus to serve "Disclosure of Infringement Contentions" and "Responses to Invalidity Contentions" and corresponding documents (L. Pat. R. 3.6(g)-(i)) for '960 Patent	September 12, 2023	October 13, 2023
Parties to file Opening <i>Markman</i> Submissions for '960 Patent (L. Pat. R. 4.5(a))	September 26, 2023	October 24, 2023
Parties to file Responsive <i>Markman</i> Submissions for '960 Patent (L. Pat. R. 4.5(c))	October 17, 2023	November 14, 2023
<i>Markman</i> Hearing for disputed claim terms of '960 Patent	October/November 2023 (to be set by the Court)	November/December 2023 (to be set by the Court)
Close of fact discovery	November 17, 2023	December 15, 2023
Opening expert reports (for which the parties have the burden of proof)	December 26, 2023	January 23, 2024
Rebuttal expert reports	March 1, 2024	April 12, 2024
Reply expert reports	March 29, 2024	May 10, 2024
Completion of expert discovery	May 3, 2024	June 7, 2024
Joint Final Pretrial Order	June 3, 2024	July 12, 2024
Final Pretrial Conference	(To be set by the Court)	(To be set by the Court)
Trial	(To be set by the Court)	(To be set by the Court)
30-month stay expiration	As described in ECF No. 108.	

If this request is acceptable to the Court, the Parties respectfully request Your Honor mark this letter So Ordered. Thank you for your generous consideration of this matter.

Respectfully submitted,

FLASTER/GREENBERG P.C.

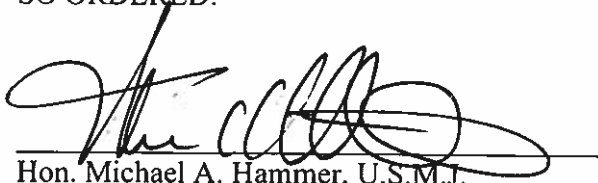


Jeffrey A. Cohen

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cc: All counsel of record

SO ORDERED.



Hon. Michael A. Hammer, U.S.M.J.

6/27/2023